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DELHI ADMINISTRATION, DELHI

NOTIFICATIONS

Delhi, the 17th March, 1964

No. F.1(2)/Fish/64.—The following draft of amendment which the Chief Commissioner, Delhi proposes to make in the rules published with his Notification No. F.14(8)/58-Dev. dated 26-8-1958 for the regulation of fishing in the waters known as "Government Fish Farm, opposite Selampore village.", in exercise of the powers conferred by section 3 of the Punjab Fisheries Act, 1914 as in force in the Union Territory of Delhi, is published, as required by sub-section (5) of the said section, for the information of persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on the expiry of fifteen days from the date of publication of this Notification together with any objections or suggestions that may be received in respect thereto within the said period. The objections and suggestions should be addressed to the Development Commissioner, Delhi.

Draft Amendment

In the said Rules, for the words "Tank known as 'Government Fish Farm', opposite Selampore village" appearing under the heading "waters", the following shall be substituted, namely:—

"Escape No. 4, near Jasola village by the side of Sewage Irrigation Channel."

Delhi, the 19th March, 1964

No. F. 1(2)/Fish/(Dev.) (i)/64/2155.—The following draft rules for the regulation of fishing in the waters specified below which the Chief Commissioner, Delhi, proposes to make, in supersession of the rules published with the Notification No. F. 7(21)/54-P&D, dated 31st March, 1956 and as subsequently amended, in exercise of the powers conferred by section 3 of the Punjab Fisheries Act, 1914 (II of 1914), as in force in the union

Territory of Delhi, is published, as required by sub-section (5) of the said section 3, for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on the expiry of 10 days from the date of publication of this notification in the Delhi Gazette together with any objections or suggestions which may be received in respect thereto within the period specified.

Objections and/or suggestions should be addressed to the Development Commissioner, Delhi Administration, Old Secretariat, Delhi-6.

WATERS

Yamuna river from the groyne No. 2 upstream of Okhla Headworks near Hindon Cut at Chilla upto groyne No. 11 downstream including the portion of Agra Canal from Okhla Headworks upto the first road-bridge near the bus stand at Okhla.

RULES

1. No person shall fish in any of the waters specified above, except under an annual/daily licence granted by the Development Commissioner, Delhi or by any person duly authorised by him in this behalf.

2. Annual licences shall remain in force from the 1st day of April in each year to the 31st March in the year following.

3. Licences shall be non-transferable and the licence fee and day of fishing shall be as follows:—

I. Licence Fee:—

(a) Annual licence for amateurs (including reserved notch)	Rs. 50
(b) Daily licence for amateurs (including reserved notch)	Rs. 2
(c) Daily licence for amateurs (excluding reserved notch)	Re. 1
(d) Annual licence for professionals (excluding reserved notch)	Rs. 100

II. Days of Fishing:—

- (i) Professionals are allowed fishing on Tuesdays, Wednesdays, Thursdays and Fridays.
- (ii) Amateurs are allowed fishing on Tuesdays, Wednesdays, Thursdays, Fridays, Saturdays, Sundays and all holidays observed by the Delhi Administration.
- (iii) The number of fishing days for each amateur shall not exceed 100 days in a year, and every amateur shall, prior to fishing on any day, get his fishing card, obtainable from the Fisheries Department of Delhi Administration on payment of Re. 1.00, duly stamped for the day by the Assistant Warden of Fisheries, Okhla.

Explanation.—For the purposes of these rules “professional” means a person who (a) is a bonafide resident of village Okhla; (b) has been resident of village Okhla since before 15th August, 1947 & (c) depends for his livelihood solely upon the sale of fish caught by him with rod and line;

‘Reserved notch’ means the first spur adjoining the Okhla Headworks Opposite the mouth or Agra Canal.

4. If a licence granted under these rules is lost or is accidentally destroyed, the authority empowered to grant such licence may issue another licence, which shall be a duplicate of the original licence, on payment of a fee of Rs. 5.

5. A licensee shall be entitled to fish from 6 A.M. to 6 P.M. (upto 7 P.M. during the months of April to September).

6. It shall be a condition of every licence granted under these rules that the licensee shall fish with rod and line only, using not more than two rods at a time and that he shall be bound to report to the Development Commissioner, Delhi or any other officer of the Fisheries Department, Delhi any breach of rules that comes to his notice and shall also be bound to show the licence at the spot to any person empowered under Section 6 of the Act to arrest without warrant for an offence under the Act.

7. The licensee will be permitted to catch ‘Chilwa’ for use as bait and for no other purpose, with a small mesh net not exceeding $2\frac{1}{2}$ feet in diameter, himself or through the agency of a servant (who may be a non-licensee) in his presence during or preparatory to fishing. Catching of ‘Chilwa’ for sale is not permitted under this rule.

8. Any apparatus erected or used for fishing in contravention of these rules may be seized by any person empowered under section 6 of the Act to arrest without warrant for an offence under the Act and all such apparatus and all fish caught by means of any such apparatus may be forfeited on conviction of the offender under section 5 of the Act.

9. The Development Commissioner may cancel or suspend the licence of any person convicted of a breach of these rules or under any section of the Indian Fisheries Act, 1897 or for any other reason to be recorded in writing.

10. Foul hooking is strictly prohibited. If a fish is hooked outside the mouth it shall be immediately released and restored to the water.

Explanation.—Foul hooking means fishing with one or more baited or unbaited hooks and operating the rod and the line in such a manner as to hook a fish outside the mouth.

11. No fish below the size of 8" of the species (1) Rohu, (2) Catla, (3) Mrigal, (4) Mahseer, (5) Calbasu shall be retained. Any such fish hooked shall be released and restored to the water immediately.

12. Nothing in these rules entitles a licensee to fish in any water closed to fishing by a rule notified under section 6 of the Indian Fisheries Act, 1897.

13. (1) The Deputy Warden of Fisheries Delhi shall maintain a register of Shikaries. The registration fee of a shikari is Rs. 10 per year.

No person shall operate as a shikari unless he is registered as a shikari with the Deputy Warden of Fisheries, Delhi. Every registered shikari while working as shikari shall prominently display his badge so that it is clearly visible. It shall be a condition of the licence that no licensee shall employ a shikari unless he is registered with the Deputy Warden of Fisheries, Delhi.

(2) The prescribed wage for the services of a shikari is Rs. 2.50 for a period of four hours or a part thereof and Rs. 5 for a period exceeding four hours upto a period of eight hours. If a shikari is engaged by more than one licensee simultaneously every additional licensee shall pay 50 per cent of the prescribed wage.

(3) No registered shikari shall charge or demand any amount in excess of the prescribed wage.

(4) A registered shikari engaged by a licensee in advance shall intimate the name of the licensee and the date and period of the engagement to the Assistant Warden of Fisheries, Okhla, immediately such engagement is made.

(5) The Deputy Warden of Fisheries, Delhi, may for any breach of these rules or for any other reason, cancel the registration of any shikari.

14. It shall be the condition of the licence that the licensee shall fish with rod and line only using any of the following and no other lures/baits:—

- (1) Fly (artificial/natural).
- (2) Worms (artificial/natural).
- (3) Artificial bait including spoons.
- (4) Live fish.
- (5) Algae.
- (6) Dough.

15. The Development Commissioner shall fix the number of annual and daily licences.

16. The licensee shall keep the licence on his person at the time of fishing.

17. (1) The annual amateur licence holder shall be entitled to catch upto 40 lbs. of fish daily.

(2) The daily amateur licence holder shall be entitled to catch upto 30 lbs. of fish daily.

(3) The annual professional licence holder shall be entitled to catch up to 40 lbs. of fish daily:

Provided that the limits prescribed above will not apply to the fish of Gonch species, or to any single fish weighing more than the prescribed limit.

18. The annual licence for fishing shall not be granted to a contractor or employee of a contractor holding a contract for fishing with nets from the Fisheries Department.

19. The sale of fish caught by an amateur licensee is prohibited.

20. Fishing is strictly prohibited at the following places at Okhla Headworks:—

- (i) Fish-ladder.
- (ii) Within 50 feet radius of the outer edge of the lowest compartment of the fish-ladder.
- (iii) On the bridge over the sluices or on the canal headworks bridge.
- (iv) along the wall dividing the sluices and the fish-ladder.

No. F. I(2)/Fish/(Dev)(ii)/64/2156.—The following draft rules for the regulation of fishing in the waters specified below which the Chief Commissioner, Delhi proposes to make, in supersession of the rules published with the Notification No. 6(2)/47-(v)-P&D, dated the 18th September, 1948 and as subsequently amended, in exercise of the powers conferred by section 3 of the Punjab Fisheries Act, 1914 (II of 1914), as in force in the Union Territory of Delhi, are published, as required by sub-section (5) of the said section, for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on the expiry of 10 days from the date of publication of this notification in the Delhi Gazette, together with any objections or suggestions which may be received in respect thereto within the period specified.

Objections and/or suggestions should be addressed to the Development Commissioner, Delhi Administration, Old Secretariat, Delhi-6.

WATERS

Yamuna river along with its tributaries and flood channels excluding the portions leased out to contractors, reserved or protected areas.

RULES

1. No person shall fish in any of the waters specified above except under a licence in the prescribed form to be granted by the Development Commissioner, Delhi.

2. Licence shall remain in force from the 1st day of April, in each year to the 31st March in the year following. The period from 1st July to the 30th August each year shall be a close season during which no fishing except with rod and line shall be allowed.

3. Nothing in these rules shall entitle a licence holder to fish in any water which is or may hereafter be closed to fishing by a rule notified under section 6 of the Indian Fisheries Act 1897, No. IV of 1897.

4. It shall be a condition of every licence granted under these rules that the licence-holder is permitted to fish with the following kinds of gear only:—

- (a) Nets of all kinds.
- (b) Rod and Line.

(c) Hand Line.

(d) Spear:

Provided that no gear except Rod and Line may be used in river of stream within a distance of 200 yards from any bridge:

Provided further that the licence holder is not authorised to use at any one time more than two of either or any of kinds of gear permitted to him under these rules.

5. Licence fees shall be as follows:—

(i) All kinds of fishing gear as specified in rule 4—Rs. 50 per season or any part thereof.

(ii) For rod and line and hand line fishing only:—

(a) Annual licence fee—Rs. 25 per season or any part thereof.

(b) Daily licence fee—Re. 0.50.

6. Where a licence granted under the rules is lost or accidentally destroyed, the authority empowered to grant such licence may grant another licence, which shall be a duplicate copy of the original licence and the fee for such duplicate copy shall be five rupees.

7. It shall be a condition of licence that the licensee shall be bound to report to the Development Commissioner, or any officer of the Fisheries Department any breach of the rules that comes to his notice.

8. It shall be a condition of the licence that every licensee shall be bound to show his licence at the spot to any person empowered to arrest without warrant under section 6 of the Act.

9. The licensee shall not be entitled to erect fixed engines (except in the case of stake nets when they are temporarily fixed in water for use in conjunction with drag nets) dams or weirs, or to divert water for catching any fish.

10. The use of poison, lime, dynamite or other noxious or explosive substances with intent thereby to catch or kill fish is strictly prohibited.

11. All apparatus erected or used for fishing in contravention of these rules may be seized by any person empowered under section 6 of the Act to arrest without warrant for offences under the Act, and all such apparatus and all fish taken by means of any such apparatus may be forfeited on conviction of the offender under section 5 of the Act.

12. The Development Commissioner, Delhi may cancel or suspend the licence of any person convicted of a breach of these rules or under any section of the Indian Fisheries Act, 1897 or for any other reason to be recorded in writing.

13. It shall be a condition of the licence that no fish below the size of 8" of the species (i) Rohu (ii) Mrigal (iii) Catla (iv) Calbasu and (v) Mahseer shall be retained. Any such fish caught shall be released and restored to the water immediately.

No. F. 1(2)/Fish/Dev(iii)/64/2157.—The following draft rules for the regulation of fishing in the Public Waters of the Union Territory of Delhi which the Chief Commissioner, Delhi proposes to make in supersession of the rules published with Notification No. F. 6(2)/47-(VI)-P&D, dated the 18th September, 1948 and as subsequently amended, in exercise of the powers conferred by Section 3 of the Punjab Fisheries Act, 1914 (II of 1914), as in force in the Union Territory of Delhi, are published, as required by Sub-section (5) of the said section, for the information of persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on the expiry of 10 days from the date of publication of this Notification in the Delhi Gazette together with any objections or suggestions which may be received in respect thereto within the period specified.

Objections and/or suggestions should be addressed to the Development Commissioner, Delhi Administration, Old Secretariat, Delhi-6.

RULES

1. Fishing in any of the 'Public Waters' in the Union Territory of Delhi is prohibited except under a licence to be obtained from the Development Commissioner, Delhi and strictly in accordance with the conditions of such licence.

2. On or after the 1st of April each year the Development Commissioner, Delhi or any other officer specially appointed by him for the purpose shall put to auction the right of fishing in the various 'Public Waters' or portion of the 'Public Waters' of the Union Territory of Delhi and shall grant a licence to the highest suitable bidder in respect of each 'Public Waters' on payment of the amount offered by him in full or by instalments as hereinafter provided.

3. The licensee shall pay the amount offered by him for the fishing rights in full at the time of auction or by four equal instalments, (i) on the acceptance of the bid on the spot, (ii) on the 1st of July (iii) on 1st of October and (iv) on 1st of December. In the latter case, the licensee shall furnish adequate security with two sureties to the satisfaction of the Development Commissioner for payment of all the instalments:

Provided that the licence fees paid may be refunded to the legal heir of the licensee after his death on the presentation of a claim for refund within one week from the date of the issue of the licence, if it is proved to the satisfaction of the officer issuing the licence that the licence was not availed of.

4. A licence granted under rule 2 shall remain in force from the 1st April in each year to the 31st March in the year following, but no fishing except with rod and line shall be allowed during the period from 1st July to 31st August.

5. (1) The licensee shall be entitled to fish personally or by his agents or nominees, who shall be provided with written permits signed by the Development Commissioner, Delhi or any officer authorised by him in this behalf:

Provided that nothing in these rules shall entitle a licence holder or his agents or nominees to fish in any water closed to fishing by rule notified under section 6 of the Indian Fisheries Act, 1897 (IV of 1897).

(2) The Development Commissioner or an officer duly authorised by him may from time to time supply to the licensee a sufficient number of blank permits duly signed by him or the officer so authorised.

(3) The Development Commissioner may also issue on behalf of the licensee or licensees permits for rod and line fishing for sport only at a fee of Rs. 5 per mensem. The fees so realized shall be credited to the licensee. The licensee shall not interfere with the holder of such permits. Where a permit granted under this rule is lost or accidentally destroyed, the authority empowered to grant such permits may grant another permit, which shall be duplicate of the original permit, on payment of a fee of rupees two only.

6. The following shall *inter alia* to the conditions of the licence granted under these rules:—

(a) That the licensee or his agents or nominees shall use the following kinds of gear only for the purpose of fishing:—

(i) Nets of all kinds.

(ii) Rod and Line.

(iii) Spears:

Provided that no gear except Rod and Line may be used in any river within a distance of 200 yards from any bridge.

(b) That the licensee or his agents or nominees shall report to the Development Commissioner or any officer of the Fisheries Department any breach of the rules relating to fishing that may come to his or their notice.

(c) That the licensee or his agents or nominees shall not be entitled to erect any fixed engines (except in case of stake nets when they are temporarily fixed in waters for use in conjunction with drag nets), dams and weirs for catching fish or to use poison, lime, dynamite, other noxious or explosive substance in catching fish.

(d) That every licence holder shall be bound to show his licence to any person empowered under Section 6 of the Act to arrest without warrant for offences under the Act.

7. All apparatus erected or used for fishing in contravention of these rules may be seized by any person empowered under Section 6 of the Act to arrest without warrant, for the breach of any rules made under section 3 of the Act and such apparatus and all fish taken by means of such apparatus may be forfeited on conviction of the offender under section 5 of the Act.

8. If any person licensed under rule 2 or any person holding a permit under rule 5 is convicted of a breach of the rules herein notified or for any other reasons to be recorded in writing, the Development Commissioner may cancel or suspend the licence or permit of the licensee or permit holder.

9. (a) If a person holding a permit under rule 5 is convicted of a breach of these rules and it appears to the Development Commissioner that the breach was committed with the knowledge and connivance of, or at the instigation of, the licensee, the Development Commissioner may cancel the licence of that licensee.

(b) If the licensee fails to pay the instalment on the due date the Development Commissioner may cancel his licence.

10. On the cancellation of the licence all permits issued along with it shall also be considered as cancelled, the amount already paid by the licensee shall not be refunded to him, the right of fishing shall be re-auctioned by the Development Commissioner in the manner hereinbefore provided, and any deficiency in the original bid shall be recovered from the first licensee as an arrear of land revenue.

11. It shall be the condition of the licence that no fish below the size of 8 inches of the species (i) Rohu (ii) Mrigal (iii) Calbasu (iv) Mahseer and (v) Catla (Thaila) shall be retained. Any such fish caught shall be released and restored to the water immediately.

12. Nothing in these rules shall prevent catching by any gear any species of fish of any size and weight at any time of the year by the employees of the Fisheries Department Delhi.

No. F. 1(2)/Fish/(Dev)(iv)/64/2158.—The following draft rules for the regulation of fishing in the Government Canals in the Union Territory of Delhi which the Chief Commissioner, Delhi proposes to make, in supersession of the rules published with the Notification No. F. 7(4)/52-P&D, dated the 28th July, 1953 and as subsequently amended, in exercise of the powers conferred by section 3 of the Punjab Fisheries Act, 1914 (II of 1914), as in force in the Union Territory of Delhi, are published, as required by sub-section (5) of the said section, for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on the expiry of 10 days from the date of this Notification together with any objections/suggestions which may be received in respect thereto within the period specified.

Objections and/or suggestions should be addressed to the Development Commissioner, Delhi Administration, Old Secretariat, Delhi-6.

RULES

1. Fishing in any of the canals belonging to the Government in the Union Territory of Delhi is prohibited except under a licence to be obtained from the Development Commissioner, Delhi, and strictly in accordance with the conditions of such licence.

2. (1) On or after the 1st day of April each year the Development Commissioner, Delhi or any officer specially appointed by him, shall put to auction the rights of fishing in the various reaches of the canals in the Union Territory of Delhi, and shall grant a licence to fish to the highest suitable bidder in respect of each reach on payment of the amount offered by him. The licensee shall pay the amount offered by him in full at the time of auction:

Provided that the licence fees paid may be refunded to the legal heir of the licensee after his death, on presentation of a claim for refund within one week from the date of issue of the licence if it is proved to the satisfaction of the officer issuing the licence that the licence was not availed of.

(2) The Development Commissioner may also issue on behalf of the licensee or licensees permits for rod and line fishing for sport only at a

fee of Rs. 5 per mensem. The fees so realised shall be credited to the licensee. The licensee shall not interfere with the holder of such permits:

Provided where a permit granted under this rule is lost or accidentally destroyed, the authority empowered to grant such permits may grant another permit, which shall be duplicate of the original permit, on payment of a fee of rupees two only.

3. A licence or permit granted under rule 2 shall remain in force from the 1st day of April in each year to the 31st March in the year following.

4. (1) The licensee shall be entitled to fish personally or through an agent with a party of fishermen for whom the permits may be obtained from the Deputy Warden of Fisheries, Delhi.

The licensee will be responsible for the conduct and activities of his agent and the fishermen employed by him.

(2) The Development Commissioner or an officer duly authorised by him may from time to time supply to the licensee a sufficient number of blank permits duly signed by him or the officer so authorised.

(3) If, however, fishing in any reach of a canal has not been auctioned and no licence under rule 2 issued, the Development Commissioner or any officer appointed by him in this behalf may grant individual licences for rod and line fishing only in that reach on payment of the following fees:—

Daily licence Re. 1/-.

Annual licence Rs. 25/-.

(1st April in each year to 31st March
in the year following).

Provided that the licence holder is not authorised to use at any one time more than two rods permitted to him under these rules.

(4) Where a licence granted under these rules is lost or accidentally destroyed, the authority to grant such licences may grant another licence, which shall be a duplicate copy of the original licence, on payment of a fee of five rupees.

5. The following shall *inter-alia* be the conditions of the licence granted under these rules:—

(a) The licensee or his agent or nominee shall use the following kinds of gear only for the purpose of fishing:—

(i) Nets of all kinds.

(ii) Rod & line.

(iii) Spear.

Provided that the licensee or his agent or nominees are not authorised to use at any one time more than two of either or any of the above gears permitted under the rules:

Provided that the Executive Engineer Canals prohibit fishing with (i) nets etc. and (ii) spear, in the vicinity of syphons and depressed works and in canals when flowing.

(b) That the licensee or his agents or nominees shall report to the Development Commissioner or any officer of the Fisheries Department any breach of the rules relating to fishing that may come to his/their notice.

(c) That the licensee or his agents or nominees shall not be entitled to erect any fixed engine (except a stake net when it is temporarily fixed in water for use in conjunction with a drag net) or any dams or weirs for catching fish or otherwise within the canal bed or do any damage to the masonry or other works of the canal or violate any of the provisions of Part X of the Northern Indian Canal and Drainage Act, 1873.

(d) That the licensee or his agents or nominees shall not use poison, lime, dynamite or other noxious or explosive substances in catching fish.

(e) That the licensee or his agent or nominees shall not interfere in any way with holders of annual or daily rod and line licence issued by the Development Commissioner, Delhi, the fees for which shall be credited by the Government to the Contractor.

(f) That every licensee shall be bound to show his licence to any person empowered under section 6 of the Act to arrest without warrant for offences under the Act.

6. All apparatus erected or used for fishing in contravention of these rules may be seized by any person empowered under section 6 of the Act to arrest without warrant for the breach of any rules made under section 3 of the Act, and all such apparatus and all fish taken by means of any such apparatus may be forfeited on conviction of the offender under section 5 of the Act.

7. The Development Commissioner may cancel or suspend the licence of any person convicted of a breach of these rules or under any section of the Indian Fisheries Act, 1897 or for any other reason to be recorded in writing.

8. If an agent or nominee of a person holding a licence under rule 2 is convicted of a breach of these rules and it appears to the Development Commissioner that the breach was committed with the knowledge and/or connivance of, or at the instigation of the licensee, the Development Commissioner may cancel the licence of the licensee.

9. Licensee will be wholly responsible for any damage caused to any canal works either by him or by his agent or by his fishermen and he will be liable to pay the cost of damages as assessed by the Executive Engineer Canals.

10. It shall be the condition of the licence that no fish below the size of 8" of the species (1) Rohu (2) Catla (3) Mrigal (4) Mahseer (5) Calbasu shall be retained. Any such fish caught should be released and restored to the water immediately.

11. Nothing in these rules shall prevent catching by any gear any species of fish of any size and weight, at any time of the year by the employees of the Fisheries Department, Delhi.

By Order,

E. B. REINBOTH,

Development Commissioner & Secretary
(Development), Delhi Administration, Delhi.